

## State Water Resources Control Board

January 30, 2019

(Via email and Certified Mail)  
**CERTIFIED MAIL**  
**NO. 7018 0680 0000 1017 5741**

Mr. Brian Pettit  
Chief Engineer  
Salinas Valley Memorial  
Healthcare System  
450 East Romie Lane  
Salinas, California 93901  
[bpettit@svmhc.com](mailto:bpettit@svmhc.com)

**SUBJECT: NOTICE OF VIOLATION; UNDERGROUND STORAGE TANK SYSTEM  
LOCATED AT SALINAS VALLEY MEMORIAL HOSPITAL, 450 EAST ROMIE  
LANE, SALINAS**

Dear Mr. Pettit:

As part of an initiative by the State Water Resources Control Board (State Water Board) to ensure compliance at government-owned and/or operated underground storage tank (UST) facilities in California, the State Water Board staff inspected the UST at your facility on January 16, 2019, pursuant to authority under Health and Safety Code (H&SC), chapter 6.7, section 25289.

The State Water Board has identified the following violations pursuant to H&SC, chapter 6.7, and California Code of Regulations (CCR), title 23, chapter 16 & 18:

No.	Violation	Tank	Start Date	Stop Date	Regulation
1	<b>Failure to Monitor Product Piping –</b> The piping sump sensor is raised, the piping sump supply and return line test boots are on, and the transition sump sensor is sitting on the foot of a bracket and positioned at an angle; therefore, the sensors are unable to detect a leak at the earliest opportunity.	Diesel	January 16, 2019	Ongoing	23 CCR 2630(d)
2	<b>Failure to Maintain Facility and Tank Information –</b> In CERS, the tank owner type is listed as "Non-Government"; however, the facility is a local healthcare district and should indicate the tank owner type as "Local Agency/District."	Diesel	January 16, 2019	Ongoing	23 CCR 2711(a)

Office of Enforcement | 801 K Street, Suite 2300 | Sacramento, CA 95814 | 916.341.5272

FELICIA MARCUS, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

No.	Violation	Tank	Start Date	Stop Date	Regulation
3	<b>Failure to Update Monitoring Plan</b> – In CERS, under tank monitoring, automatic tank gauging is marked “Yes”; however, it should be marked “No” as continuous electronic tank monitoring is the tank monitoring method being used. Additionally, continuous monitoring of piping secondary containment should be marked “Yes,” as this is the pipe monitoring method being used.	Diesel	January 16, 2019	Ongoing	23 CCR 2632(d)(1)
4	<b>Failure to Maintain Tank Information</b> – In CERS, the UST date of install is not provided.	Diesel	January 16, 2019	Ongoing	23 CCR 2711(a)
5	<b>Failure to Perform Overfill Prevention Equipment Inspection</b> – The overfill prevention equipment inspection was due on October 13, 2018.	Diesel	October 14, 2018	Ongoing	23 CCR 2637.2(a)
6	<b>Failure to Maintain Tank Information</b> – In CERS, under overfill prevention, fill tube shut-off valve should be marked “Yes.”	Diesel	January 16, 2019	January 24, 2019	23 CCR 2711(a)
7	<b>Failure to Maintain Site Map/Plot Plan</b> – The site map in CERS does not show the location of UST piping.	Diesel	January 16, 2019	January 25, 2019	23 CCR 2711(a)(8)
8	<b>Failure to Maintain Evidence of Financial Responsibility</b> – A current copy of the Certificate of Financial Responsibility and supporting documentation was not available at the time of inspection.	Diesel	January 16, 2019	January 25, 2019	23 CCR 2711(a)(11) & 2809.1(c); H&SC 25292.2
9	<b>Failure to Meet Designated Operator (DO) Inspection Requirements</b> – The November 26, 2018 DO inspection was due by November 15, 2018. The DO inspection must be performed at least once every 30 days.	Diesel	November 16, 2018	November 26, 2018	23 CCR 2716(a)
10	<b>Failure to Meet DO Inspection Requirements</b> – The January 16, 2019 DO inspection was due by January 12, 2019. The DO inspection must be performed at least once every 30 days.	Diesel	January 13, 2019	January 16, 2019	23 CCR 2716(a)
11	<b>Failure to Record DO Inspection on Correct Form</b> – The October 15, 2018 DO inspection was not recorded on the correct Designated UST Operator Visual Inspection Report form.	Diesel	October 1, 2018	November 26, 2018	23 CCR 2716(c)

**You are directed to correct the ongoing violations and submit compliance documentation to the State Water Board and Monterey County Health Department within sixty (60) days from the date of this letter. Have your DO make specific notations in the next monthly DO report indicating the ongoing violations have been corrected. The monthly DO report and any associated photos must be submitted as proof of compliance. Additionally, it is highly recommended that sensors are not mounted to flex piping.**

Please send all compliance documentation to the following:

**State Water Board**

Ms. Jenna Hartman  
UST Enforcement Unit  
Office of Enforcement  
State Water Resources Control Board  
801 K Street, Suite 2300  
Sacramento, California 95814  
[jenna.hartman@waterboards.ca.gov](mailto:jenna.hartman@waterboards.ca.gov)

**Local CUPA**

Ms. Maria Ferdin, Supervisor  
Solid Waste Services  
Monterey County Health Department  
1270 Natividad Road  
Monterey, California 93906  
[ferdinme@co.monterey.ca.us](mailto:ferdinme@co.monterey.ca.us)

Pursuant to Health and Safety Code, chapter 6.7, section 25299, the owner and operator of the tank(s) are liable for a penalty of \$500 to \$5,000 per tank, per day of violation. These penalties will continue to accrue until the violations have been corrected.

If you have any questions, please contact me at (916) 341-5891, or by email at [matthew.buffleben@waterboards.ca.gov](mailto:matthew.buffleben@waterboards.ca.gov).

Sincerely,



Dr. Matthew Buffleben  
Supervising Water Resource Control Engineer  
Acting Supervisor, UST Enforcement Unit  
**Office of Enforcement**

cc: (via email only)

Mr. Donald Tyacke  
Assistant Chief Engineer  
Salinas Valley Memorial Hospital  
[dtacke@svmh.com](mailto:dtacke@svmh.com)

Ms. Maria Ferdin, Supervisor  
Solid Waste Services  
Monterey County Health Department  
[ferdinme@co.monterey.ca.us](mailto:ferdinme@co.monterey.ca.us)